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BEFORE THE ARIZONA CORPORATION COMMISSION

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Arizona Corporation Commission

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AZ CORP COMMISSION
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COMMISSIONERS

MIKE GLEASON, Chairman
WILLIAM A. MUNDELL
JEFF HATCH-MILLER
KRISTIN K. MAYES
GARY PIERCE

IN THE MATTER OF THE COMPLAINT
OF REBECCA SIGETI,

COMPLAINANT,

v.

PAYSON WATER CO., INC.,

RESPONDENT.

DOCKET NO. W-03514A-08-0047

PROCEDURAL ORDER

BY THE COMMISSION:

On January 25, 2008, Rebecca Sigeti ("Complainant") filed with the Arizona Corporation Commission ("Commission") a formal complaint against Payson Water Co., Inc. ("Payson Water" or "Company") alleging that a representative of Payson Water failed to follow up on certain items agreed to during a November 10, 2007, meeting with customers and that she requested intervention in a complaint filed by another customer, Steven Prahin (Docket No. W-03514A-07-0386), but no ruling has been issued regarding the intervention request. The Complainant states that Payson Water needs to resolve storage and water issues or turn over the Company's assets and permits to the property owners of the Elusive Acres community.

On February 14, 2008, Payson Water filed an Answer and Motion to Dismiss. The Company states that its representative agreed to meet with customers, but there are no storage and water issues that require resolution. Payson Water claims that the Complainant fails to state a claim upon which relief can be granted, and the issues raised by the Complainant are before the Commission in the Prahin complaint docket. The Company therefore requests that the Complaint be dismissed.

On February 26, 2008, the Complainant filed a Response stating that she had not been contacted by the Company's representative to follow up on issues raised at the November 10, 2007,

meeting. The Complainant also claims that storage and water supply issues do exist for Payson water, and that the remedy she is seeking is for the Elusive Acres Well Site and System to be "turned back over to the rightful owners."

IT IS THEREFORE ORDERED that a **procedural conference shall be scheduled for May 20, 2008, at 10:00 a.m.**, at the offices of the Commission, 1200 West Washington, Hearing Room 1, Phoenix, Arizona 85007.

IT IS FURTHER ORDERED that the Ex Parte Rule (A.A.C. R14-3-113 - Unauthorized Communications) applies to this proceeding and shall remain in effect until the Commission's Decision in this matter is final and non-appealable.

IT IS FURTHER ORDERED that the Administrative Law Judge may rescind, alter, amend, or waive any portion of this Procedural Order either by subsequent Procedural Order or by ruling at hearing.

DATED this 5th day of May, 2008.



DWIGHT D. NODES
ASSISTANT CHIEF ADMINISTRATIVE LAW JUDGE

Copies of the foregoing mailed/delivered this 5th day of May, 2008 to:

Rebecca Sigeti
HC 7, Box 451
Payson, Arizona 85541

Jay L. Shapiro
Patrick J. Black
FENNEMORE CRAIG, PC
3003 North Central Avenue, Suite 2600
Phoenix, AZ 85012
Attorneys for Payson Water Company

Janice Alward, Chief Counsel
Legal Division
ARIZONA CORPORATION COMMISSION
1200 West Washington Street
Phoenix, AZ 85007

Ernest G. Johnson, Director
Utilities Division
ARIZONA CORPORATION COMMISSION
1200 West Washington
Phoenix, AZ 85007

ARIZONA REPORTING SERVICE, INC.
2200 North Central Avenue, Suite 502
Phoenix, AZ 85004-1481

By:



Debbi Person
Secretary to Dwight D. Nodes